

On October 13, 1920, the Gateway Milling Co., Inc., Kansas City, Mo., claimant, having admitted the allegations of the libel, judgment of the court was entered ordering that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$1,000, in conformity with section 10 of the act, conditioned in part that it be sold as reground bran.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

**10141. Misbranding of Madame Dean female pills, single and special strength. U. S. \* \* \* v. One Dozen Packages of Madame Dean Female Pills Single [and Special]. Default decree ordering destruction of the product. (F. & D. No. 13483. I. S. Nos. 9136-t, 9137-t. S. No. E-2554.)**

On or about September 13, 1920, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of one dozen packages of Madame Dean female pills, single and special strength, remaining in the original unbroken packages at Miami, Fla., consigned by Martin Rudy, Lancaster, Pa., alleging that the article had been shipped from Lancaster Pa., on or about June 3, 1920, and transported from the State of Pennsylvania into the State of Florida, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the special strength pills contained quinine, aloes, iron sulphate, senecio flowers and herb, ginger, and cornstarch; and that the single strength pills contained quinine, aloes, iron sulphate, hydrastis, ginger, and cornstarch.

Misbranding of the article was alleged in substance in the libel for the reason that the labeling thereof contained certain statements regarding the curative or therapeutic effects of the said article, as follows, (box label and wrapper) "\* \* \* Female Pills \* \* \* give relief in Female Disorders of the menstrual functions. \* \* \* for Painful, Irregular and Scanty Menstruation," (booklet) "\* \* \* irregular, prolonged, or suppressed menstruation. \* \* \* Female Pills afford relief for these ailments. \* \* \* a remedy intended solely for the relief of Amenorrhoea, Dysmenorrhoea, scanty and irregular menstruation, and other derangements of the reproductive system, \* \* \* especially valuable in the functional changes \* \* \* of the menopause or change of life. \* \* \* act on the circulatory system of the uterus, thereby relieving painful, irregular and scanty menstruation, and assist in re-establishing or restoring, the menstrual or monthly periods. \* \* \* strengthen and build up the uterine function," (circular) "\* \* \* a great relief against those general complaints the Female Sex is subject to; they help increase the vital quality of the blood; assist to bring nature into its proper channel, \* \* \* for irregular, \* \* \* scanty or suppressed menstruations, \* \* \* should be taken \* \* \* to assist nature with disorders \* \* \* during the change of life period. \* \* \* Continue with the treatment until they give relief. \* \* \* great relief from Pains or Headache; \* \* \* for suppressed menstruation, \* \* \* continue their use until relieved \* \* \* take \* \* \* until the menstrual flow commences again," which were false and fraudulent in that the said article would not produce the curative or therapeutic effects which purchasers were led to expect from the said statements and which were applied to the said article with a knowledge of their falsity for the purpose of defrauding purchasers thereof.

On or about January 23, 1922, no claimant having appeared for the property, judgment of the court was entered ordering that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

**10142. Misbranding of Dr. Ward's Celebrated liniment, Ward's lung balsam, Ward's kidney and bladder remedy, Ward's sarsaparilla compound, Ward's Chic Cura, Ward's remedy for heaves, and Ward's kidney and backache pills. U. S. \* \* \* v. Dr. Ward's Medical Co., a Corporation. Plea of guilty. Fine, \$35. (F. & D. No. 13891. I. S. Nos. 7834-r, 7835-r, 7836-r, 7837-r, 7838-r, 7839-r, 7840-r.)**

On May 17, 1921, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Dr. Ward's Medical Co., a corporation, Winona, Minn., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, from the State of Minnesota